

Message Text

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FM SECSTATE WASHDC

TO AMEMBASSY BRIDGETOWN

UNCLAS STATE 136199

E.O. 11652 N/A

TAGS: PFOR, BB, US

SUBJ: PROTOCOL: EMPLOYMENT OF SPOUSES OF DIPLOMATS

SERVING IN US

REF: (A) BRIDGETOWN'S A-97 (B) BRIDGETOWN 955

1. YOU MAY DRAW UPON THE FOLLOWING INFORMATION IN REPLYING
TO THE GOB'S MAY 25 NOTE.

2. DEPARTMENT'S BASIC POLICY ON QUESTION OF EMPLOYMENT
OF SPOUSES OF DIPLOMATS SERVING IN US CONTAINED IN MARCH
1965 CIRCULAR NOTE TO ALL WASHINGTON CHIEFS OF MISSION.
BEGIN TEXT. "TO THE QUESTION OF THE ACCEPTANCE OF OUTSIDE
GAINFUL EMPLOYMENT IN THE UNITED STATES BY FOREIGN GOVERN-
MENT OFFICIALS STATIONED IN THIS COUNTRY, AND BY THE
MEMBERS OF THEIR FAMILIES, THEIR SERVANTS AND PERSONAL
EMPLOYEES.

IT IS THE POSITION OF THIS GOVERNMENT THAT, WITH THE
EXCEPTION OF EDUCATIONAL AND CULTURAL PURSUITS, THE ACCEP-
TANCE OF GAINFUL PRIVATE EMPLOYMENT IN THE UNITED STATES
BY A FOREIGN GOVERNMENT OFFICIAL IN A NONIMMIGRANT STATUS,
A MEMBER OF HIS FAMILY, OR BY THE SERVANT OR PERSONAL
EMPLOYEE OF SUCH AN OFFICIAL IS INCONSISTENT WITH THEIR
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EXEMPT STATUS AS NONIMMIGRANTS UNDER SECTION 101(A)(15)

(A) OF THE IMMIGRATION AND NATIONALITY ACT.

SHOULD ANY SUCH PERSON OF THE CLASSES ENUMERATED ABOVE WISH TO ENGAGE IN THE INDICATED PRIVATE EMPLOYMENT IN THE FUTURE (EITHER FULL OR PART-TIME), OR IF PRESENTLY SO ENGAGED DESIRE TO CONTINUE IN SUCH EMPLOYMENT, IT WILL HENCE FORTH BE ESSENTIAL FOR SUCH INDIVIDUAL TO REQUEST A CHANGE IN IMMIGRATION STATUS. ALL SUCH REQUESTS SHOULD BE ADDRESSED, BY THE INDIVIDUAL CONCERNED, DIRECTLY TO THE IMMIGRATION AND NATURALIZATION SERVICE.

ALL PREVIOUS CIRCULAR NOTES OF THE DEPARTMENT OF STATE IN THIS CONNECTION ARE HEREBY CANCELLED." END TEXT.

3. SUBPARAS (A) THROUGH (D) ADDRESS SPECIFIC QUESTIONS RAISED IN GOB'S NOTE AND ALSO INCORPORATE ANY RELEVANT MODIFICATIONS TO 1965 POLICY.

A. DEPARTMENT'S POLICY AS SET OUT IN 1965 NOTE STATES CLEARLY THAT THE ACCEPTANCE OF GAINFUL EMPLOYMENT BY SPOUSES AND MEMBERS OF FAMILIES OF DIPLOMATIC OFFICERS IS INCONSISTENT WITH THEIR STATUS.

B. IN ADDITION TO EDUCATIONAL AND CULTURAL PURSUITS SPELLED OUT IN 1965 NOTE DEPARTMENT ADDED NURSING JOBS, PROVIDED SPOUSE OR FAMILY MEMBER IS REGISTERED NURSE. EXCEPTIONS ALSO ARE MADE FOR TEENAGE CHILDREN AND STUDENTS WHO WOULD LIKE TO EARN SOME MONEY DURING CHRISTMAS OR SUMMER VACATIONS OR WHO WOULD LIKE TO TAKE PART-TIME JOBS (IF THEY ARE FULL-TIME STUDENTS) AFTER SCHOOL HOURS. SPECIFIC HARDSHIP CASES ARE CONSIDERED ON INDIVIDUAL MERIT.

C. IF WIFE OF DIPLOMAT TAKES FULL-TIME, GAINFUL EMPLOYMENT PROVIDED FOR IN THE EXCEPTIONS MENTIONED IN PARAGRAPH (B), HER NAME IS DELETED FROM THE DIPLOMATIC LIST AND EMBASSY IS REQUESTED TO RETURN HER DIPLOMATIC IDENTIFICATION AND TAX EXEMPTION CARDS.

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D. AFTER THE OFFICE OF PROTOCOL GRANTS PERMISSION TO A MEMBER OF A DIPLOMATIC FAMILY TO ACCEPT GAINFUL EMPLOYMENT (GENERALLY BY AN EXCHANGE OF NOTES), THE CONCERNED EMBASSY THEN REQUESTS PROTOCOL TO ISSUE A WORK PERMIT TO THE INDIVIDUAL. A COPY OF THE PERMIT IS FORWARDED TO INS. ROGERS

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